

DOWD, J.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

Peter David McBean

Petitioner,

V.

Harley G. Lappin, Director  
Bureau of Prisons, et al.,

### Respondents.

$$\begin{array}{c} ) \\ ) \\ ) \\ ) \\ ) \\ ) \\ ) \\ ) \\ ) \end{array}$$

CASE NO. 5:07CV1328  
5:93CR0237

JUDGMENT ENTRY

For the reasons stated in the Memorandum Opinion filed contemporaneously with this Judgment Entry, IT IS HEREBY ORDERED, ADJUDGED and DECREED that Petitioner-Defendant Peter McBean's petition pursuant to 28 U.S.C. 2241 (Docket No. 1) is denied.

Furthermore, Petitioner's Motion for Summary Judgment (Docket No. 5) is denied.

The Court also certifies, pursuant to 28 U.S.C. 1915(a)(3), that an appeal from this decision could not be taken in good faith.

The Court further finds no basis for a certificate of appealability and will not issue a certificate of appealability.

IT IS SO ORDERED.

August 13, 2007,  
Date

*s/ David D. Dowd, Jr.*  
 David D. Dowd, Jr.  
 U.S. District Judge